



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

McDevitt, et al.

Serial No.: 09/775,342

Filed: January 31, 2001

For: MAGNETIC-BASED PLACEMENT  
AND RETENTION OF SENOR  
ELEMENTS IN A SENSOR ARRAY

§ Examiner: Unknown  
§  
§ Group Art Unit: 1645  
§  
§ Atty. Docket. No.: 5119-00523/EBM  
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CERTIFICATE OF MAILING  
37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, Attn: BOX MISSING PARTS, Washington, D.C. 20231, on the date indicated below.

8-28-01  
Date

Elda Gonzalez  
Elda Gonzalez

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION -**  
**FILING DATE GRANTED, MAILED MAY 31, 2001**

ATTN: Box Missing Parts  
Commissioner for Patents  
Washington, D.C. 20231

Sir:

Applicant encloses the following in response to the Notice to File Missing Parts of

Application - Filing Date Granted:

- (1) Copy of Form PTO-1533, Notice to File Missing Parts - Filing Date Granted (2 pages);
- (2) Originally executed Election Under 37 C.F.R. §§ 3.71 and 3.73 and Power of Attorney (2 pages);
- (3) Form PTO-1595 Assignment Recordation Cover Sheet (1 page);
- (4) Originally executed Assignment (3 pages);
- (5) Originally executed Declaration (3 pages);
- (6) Substitute drawings in compliance with the margin requirements of 37 C.F.R. § 1.84 (figures 1-82 on 87 sheets);

- (7) Preliminary Amendment (2 pages);
- (8) Fee Authorization in the amount of \$1,008.00 to cover the filing fee for a large entity as follows (2 pages):
- \$ 710.00 -- basic filing fee;
  - \$ 18.00 -- surcharge for excess claims;
  - \$ 130.00 -- surcharge for late filing of declaration and fee;
  - \$ 40.00 -- assignment recordation fee;
  - \$ 110.00 -- one month extension of time fee; and
- (9) A return postcard.

Applicant respectfully requests a one month extension of time to respond to the formalities letter mailed May 31, 2001. A fee authorization that includes a fee of \$110.00 for the extension of time fee is included. If any further extension of time is required, Applicant hereby respectfully requests the appropriate extension of time. If any fees are inadvertently omitted or if any additional fees are required or have been overpaid, please appropriately charge or credit those fees to Conley, Rose & Tayon, P.C. Deposit Account Number 50-1505/5119-00523/EBM.

Respectfully submitted,



Eric B. Meyertons  
Reg. No. 34,876

Attorney for Applicant

CONLEY, ROSE & TAYON, P.C.  
P.O. BOX 398  
AUSTIN, TX 78767-0398  
(512) 476-1400 (voice)  
(512) 703-1250 (facsimile)

Date: 8/28/01



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/775,342         | 01/31/2001          | John T. McDevitt      | 5119-00523             |

ERIC B. MEYERTONS  
CONLEY, ROSE & TAYON, P.C.  
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AUSTIN, TX 78767-0398



CONFIRMATION NO. 7210

## FORMALITIES LETTER



\*OC00000006126448\*

Date Mailed: 05/31/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

Adjustment date: 09/21/2001 HTEKLEH1  
09/31/2001 EABUBAK1 00000051 501505 09775342  
02 FC:103 18.00 CR  
01 FC:101 710.00 CH  
02 FC:103 18.00 CH  
03 FC:105 130.00 CH

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$7466.
  - \$6426 for 357 total claims over 20.
  - \$1040 for 13 independent claims over 3 .
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 8306.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

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*A copy of this notice MUST be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

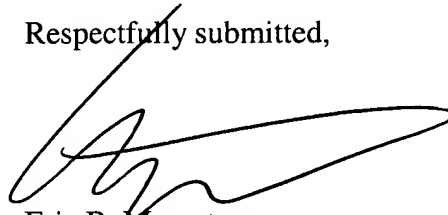
0975342-083001  
TOPPED-2452260



McDevitt, et al.  
09/775,342

The Commissioner is also authorized to charge any extension fee or other fees which may be necessary to the same account number. If the above mentioned account is found to have insufficient funds, the Commissioner is authorized to charge Conley, Rose & Tayon, P.C. Deposit Account Number 50-1623/5119-00523/EBM.

Respectfully submitted,



Eric B. Meyertons  
Reg. No. 34,876

Attorney for Applicant

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